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BEFORE THE ARIZONA CORPORATION COM

COMMISSIONERS

BOB STUMP - Chairman
 GARY PEARCE
 BRENDA BURNS
 SUSAN BITTER SMITH

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AZ CORP COMMISSION
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In the Matter of:

KENT MAERKI and NORMA JEAN COFFIN
 NORMA JEAN MAERKI, aka NORMA JEAN
 MAULE, husband and wife,

DENTAL SUPPORT FRANCHISE, LLC, an
 ARIZONA LIMITED LIABILITY COMPANY

Respondents.

Docket No. S-20897A-13-0391
**SECOND AFFIDAVIT OF MARIE
 MIRCH IN SUPPORT OF
 SUPPLEMENT TO RESPONDENTS'
 APPLICATION TO CONTINUE TO
 HEARING**

Arizona Corporation Commission

DOCKETED

FEB 05 2015

State of California)
) ss.
 County of San Diego)

DOCKETED BY

I, MARIE MIRCH, hereby declare:

1. I am an employee of Mirch Law Firm LLP, and co-counsel for the Respondents in the above-captioned matter.
2. I am over the age of eighteen and am competent to testify regarding all the allegations contained herein. If called upon to testify, I have personal knowledge of the

following facts and would testify as follows:

3. I make this Affidavit in support of Respondents' Application to Continue Hearing.
4. I make this affidavit in response to the Commission's questioning my veracity with regards to my mother's health and my need to be with her. My 89 year old mother does not have a condition that can be taken lightly. While the Commission has been granted an open book to Mr. Maerki's health, frankly it is none of their business as to the particulars of my mother's health. She has been in Baylor Hospital in Irving Texas for a week now, and will remain there at least another week. Without intruding into the details of my mother's health, this is a very serious matter which her doctors have discussed with the family. I do not know her prognosis. I was in Dallas this week to see her, came back to San Diego for a very short time, and am returning to Dallas tomorrow with my entire family. I will remain with her as long as she needs me, including the week of the hearing because I am informed that she remain in the hospital at least for another week. I cannot sacrifice my attention to my mother and her health for this hearing. I am appalled that the Commission has absolutely no compassion for this situation, and insinuation that it is a ploy to get a continuance.
5. Ms. Coy refers to my prior affidavit not being notarized. However, her opposition and supplemental opposition are rife with hearsay statements which are her own interpretation of what she claims to have learned from conversations with Mr. Maerki's doctors.
6. I have spoken to Mr. Maerki's doctors who inform me that Ms. Coy has been very

aggressive and rude in her interactions with them.

7. Putting the issue of Mr. Maerki's health and unavailability of co-counsel aside, (which was not known until Ryan Houser left the Chester & Shein firm in January), which in themselves are valid grounds to continue the hearing, there is good cause to continue the hearing so I can attend to my mother.
8. There is no prejudice to another continuation. Mr. Maerki shut down his operations of Dental Support Plus in the summer of 2014.
9. I respectfully request that the matter be continued.

I swear under penalty of perjury that the foregoing is true and correct.

Signed and dated this 5th day of February, 2015 in San Diego, CA.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

By Marie Mirch
MARIE MIRCH CA Bar No. 200833
MIRCH LAW FIRM
750 B Street #2500
San Diego, CA 92101

Signed and sworn before me, a notary public, this 5
day of February, 2015.

Notary Public

Commission expires : _____

Signature [Signature]
evidence to be the person(s) who appeared before me.
proved to me on the basis of satisfactory
by Marie Mirch
this 5th day of February, 2015
Subscribed and sworn to (or affirmed) before me on
County of San Diego
State of California

